

Customer No.: 31561
Application No.: 10/708,016
Docket No.: 12030-US-PA

REMARKS

Response to 35 U.S.C. 121

The Examiner issued a restriction requirement. According to the Office Action, there are patentably distinct groups and species in the claimed invention and a restriction to one of these species of the elected group in claims is required under 35 U.S.C. 121.

According to the species made by the Office Action, Applicant elects the Group I, species A1, species B1 and species C1 specified in claims 1-3, 6-7, 9 and 12. Please withdraw claims 4-5, 8, 10-11, 13-25 without prejudice, disclaimer or waiver. However, as described in paragraph [0049] of specification of the present invention, since the polysilicon TFT (species A1, claims 2-5) and the amorphous silicon TFT (species A2, claims 10-11) both serve as the active element in claim 1, Applicant deem that species A1 and species A2 are the same species and not patentably distinct to each other. Applicant also reserves the right to pursue the subject matter of the non-elected claims in a divisional application if Applicants so choose.

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CONCLUSION

In view of the foregoing, claims 1-3, 6-7, 9 and 12 remain pending in the application. Favorable consideration and allowance of the present application and all pending claims are hereby courteously requested. In the event a telephone conversation would expedite the prosecution of this application, the Examiner is encouraged to contact the undersigned attorney to discuss the application.

Respectfully submitted,

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